

1 GLENN D. POMERANTZ (SBN 112503)
2 Glenn.Pomerantz@mto.com
3 KELLY M. KLAUS (SBN 161091)
4 Kelly.Klaus@mto.com
5 MELINDA E. LEMOINE (SBN 235670)
6 Melinda.LeMoine@mto.com
7 JONATHAN H. BLAVIN (SBN 230269)
8 Jonathan.Blavin@mto.com
9 MUNGER, TOLLES & OLSON LLP
10 355 South Grand Avenue
11 Thirty-Fifth Floor
12 Los Angeles, CA 90071-1560
13 Telephone: (213) 683-9100
14 Facsimile: (213) 687-3702
15
16 Attorneys for Plaintiffs

17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

19
20
21
22
23
24
25
26
27
28

IN RE SUBPOENAS TO ELECTRONIC
FRONTIER FOUNDATION AND FRED
VON LOHMANN.

CASE NO. Misc. 10-80276 (JSW)

[Case No. 06 Civ. 05936 (KMW), U.S. District
Court, Southern District of New York]

**PLAINTIFFS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
DOCUMENTS (LOCAL RULE 79-5(d))**

Date: TBD [Per Scheduling Order, Doc. No. 10]

19
20
21
22
23
24
25
26
27
28

ARISTA RECORDS LLC, et al.,
Plaintiffs,
vs.
LIME WIRE LLC; et al.,
Defendants.

1 Pursuant to Civil Local Rule 79-5 and General Order 62, Plaintiffs are Lodging
2 Conditionally Under Seal the following material:

3 1. Plaintiffs' Reply Supplemental Brief Regarding Subpoenas.

4 Plaintiffs' Reply Supplemental Brief quotes from or refers to Exhibits 2-4 to the
5 Supplemental Boyd Declaration, which have been designated "Confidential" by Defendants in the
6 underlying action, *Arista Records LLC et al. v. Lime Wire LLC et al.*, Civil No. 06-5936 (KMW)
7 (U.S.D.C. S.D.N.Y.).

8 Plaintiffs do not agree with Defendants' assertion of confidentiality. Plaintiffs
9 nevertheless are filing the materials under seal at this juncture to provide Defendants the
10 opportunity to submit materials in support of a motion to seal as required by Civil Local Rule 79-
11 5(d) (requiring the party designating materials as confidential to file, within seven days of the
12 filing of this Administrative Motion, "a declaration establishing that the designated information is
13 sealable").

14 Contemporaneously herewith, Plaintiffs also are lodging Public Redacted versions
15 of Plaintiffs' Reply Supplemental Brief Regarding Subpoenas.

16
17 DATED: December 13, 2010

MUNGER, TOLLES & OLSON LLP

18
19 By: s/Susan T. Boyd
20 Susan T. Boyd
21 Attorneys for Plaintiffs
22
23
24
25
26
27
28